

IN THE U.S. PATENT AND TRADEMARK OFFICE February 25, 2011

Applicant(s): Jakob MAIER, Jr., et al

For

: RETAINING DEVICE FOR TEAT CUPS AND ACTUATOR FOR

INCITING A MOVEMENT OF A TEAT CUP CLUSTER

Serial No. : 10/593 923

Group: 3644

Confirmation No.: 5881

Filed

: June 25, 2007

Examiner: O'Hara

International Application No.: PCT/EP2005/003128

International Filing Date : March 23, 2005

Atty. Docket No.: 4100.P0424US

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

> NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Sir:

Applicant hereby appeals to the Board of Appeals from the decision mailed October 25, 2010 of the Primary Examiner finally rejecting Claims 80-112 and 124-130.

(Please see following page.)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 25, 2011.

Respectfully submitted,

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The item(s) checked below are appropriate:

[X] A Petition and fee for extension accompany this Notice. X Appeal fee:

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[] \$540.00 (large entity).

[X] \$270.00 (small entity). Small entity status is claimed, see 37 CFR 1.27.

A check for \$335.00 is enclosed to cover fees.

- [] Please charge the Appeal Fee of \$_____ to Deposit Account 06-1382.
- [X] The Commissioner is hereby authorized to charge any additional fees required by this paper or to credit any overpayment to Deposit Account No. 06-1382.
- [X] An acknowledgement Postal Card is enclosed.

Respectfully submitted,

Terryence F. Chapman

TFC/jas

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Encl: Listed Above

150.10/08